



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 10
OREGON OPERATIONS OFFICE
805 SW Broadway, Suite 500
Portland, Oregon 97205

August 25, 2011

Mr. Bob Wyatt
Northwest Natural & Chairman, Lower Willamette Group
220 Northwest Second Avenue
Portland, OR 97209

Re: Portland Harbor Superfund Site; Administrative Order on Consent for Remedial Investigation and Feasibility Study; Docket No. CERCLA-10-2001-0240
Portland Harbor Feasibility Study

Dear Mr. Wyatt:

EPA has reviewed the LWG's August 23, 2011 response to EPA's August 11, 2011 letter and Kristine Koch's related email dated August 12, 2011. The LWG's letter states: "the LWG will comply with EPA's directives and will include EPA's Alternatives E, F, and G in the draft FS, assuming EPA accommodates the needed additional time to complete the new work" The LWG, however, has not requested nor substantiated a specific extension for submitting the draft FS beyond the current November 15, 2011 deadline.

If the LWG complies with our directives and comments, including but not limited to adding Alternatives E, F, and G and the RALs specified in our August 11, 2011 letter, then we have general agreement on a technical approach for the draft FS and the proposed path forward for resolution of EPA's FS Key Elements comments. We also understand that some additional time may be needed to submit the draft FS. However, the LWG has not requested nor has EPA approved a specific extension at this time. Therefore, if the LWG's acceptance of EPA's directions is really contingent upon an extension to submit the draft FS, the LWG will need to decide whether it will dispute EPA's directions by August 25, 2011.

If no dispute is raised by August 25th, in accordance with paragraphs 1 and 5, Section IX. of the AOC, the LWG will incorporate and integrate EPA's directions and comments into the draft FS. The LWG can request an extension to the November 15th deadline after August 25th as that issue is not under a dispute deadline at this time.

If you have any questions regarding these matters please contact Chip Humphrey at (503) 326-2678 or Kristine Koch at (206) 553-6705. All legal inquiries should be directed to Lori Cora at (206) 553-1115.

Sincerely,

A handwritten signature in black ink, appearing to read "Chip Humphrey".

Chip Humphrey
Remedial Project Manager

**Kristine Koch
Remedial Project Manager**

**cc: Greg Ulirsch, ATSDR
Rob Neely, NOAA
Ted Buerger, US Fish and Wildlife Service
Jim Anderson, DEQ
Kurt Burkholder, Oregon DOJ
David Farrer, Oregon Environmental Health Assessment Program
Rick Keppler, Oregon Department of Fish and Wildlife
Michael Karnosh, Confederated Tribes of Grand Ronde
Tom Downey, Confederated Tribes of Siletz
Audie Huber, Confederated Tribes of Umatilla
Brian Cunninghame, Confederated Tribes of Warm Springs
Erin Madden, Nez Perce Tribe
Rose Longoria, Confederated Tribes of Yakama Nation**